



### DECLARATION FOR UTILITY PATENT APPLICATION

As the below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated immediately below next to my name;

Full name of first inventor: Jeffrey B. Kallevig

Residence (City/State): Eden Prairie, Minnesota

Mailing Address: 9804 Dell Road  
Eden Prairie, Minnesota 55347

Citizenship: United States of America

Full name of second inventor: Randy L. Harris

Residence (City/State): Edina, Minnesota

Mailing Address: 7017 Mark Terrace Drive  
Edina, Minnesota 55439

Citizenship: United States of America

Full name of third inventor: Stephen A. LaNasa

Residence (City/State): Champlin, Minnesota

Mailing Address: 10103 Hidden Oaks Lane  
Champlin, Minnesota 55316

Citizenship: United States of America

I am an original joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Lawn Mower Having Adjustable Flow Control Baffle**, filed June 23, 2003, and designated Serial No. 10/608,715.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (or §365) of any foreign application(s) for patent or inventor's certificate listed pursuant to §119 (a)-(d) or of any

provisional patent application(s) listed pursuant to §119(e), and have identified any such application(s) for patent or inventor's certificate having a filing date before this application: **None**.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information in accordance with Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application: **None**.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Jeffrey B. Kallevig

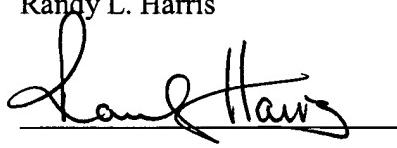
Date: 11-25-03



Jeffrey B. Kallevig  
Inventor's Signature

Full name of second inventor: Randy L. Harris

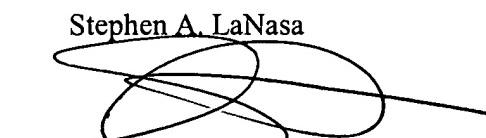
Date: 11/26/03



Randy Harris  
Inventor's Signature

Full name of third inventor: Stephen A. LaNasa

Date: 11/24/03



Stephen A. LaNasa  
Inventor's Signature

**CONSENT OF ASSIGNEE**

1. I, J. Lawrence McIntyre, am the Vice President, Secretary and General Counsel of the Assignee, The Toro Company, in an application for United States Letters Patent filed June 23, 2003, entitled **Lawn Mower Having Adjustable Flow Control Baffle**, and designated Serial No. 10/608,715. Attached hereto are true and correct copies of the Assignments of Jeffrey B. Kallevig, Randy L. Harris, and Stephen A. LaNasa, the joint inventors in said United States nonprovisional patent application.

2. It has been found that this nonprovisional patent application, as filed, through error and without deceptive intent, improperly set forth the inventorship, and accordingly, this application is being corrected in compliance with 37 CFR§1.48(a) to add two additional inventors, namely, Randy L. Harris of 7017 Mark Terrace Drive, Edina, Minnesota 55439, and Stephen A. LaNasa of 10103 Hidden Oaks Lane, Champlin, Minnesota 55316.

On behalf of The Toro Company, in my capacity as Vice President, Secretary and General Counsel, I am authorized to and do hereby consent to the addition of Randy L. Harris and Stephen A. LaNasa, as joint inventors in the above-identified U.S. nonprovisional patent application.

Date: November 24, 2003



J. Lawrence McIntyre

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|              |   |   |                           |
|--------------|---|---|---------------------------|
| Applicant:   | Kallevig, Jeffrey B., et al.                        | ) | PATENT                    |
| Serial No.:  | 10/608,715  | ) | Art Group Unit: 3671      |
| Filing Date: | June 23, 2003                                       | ) | Examiner:                 |
| Title:       | Lawn Mower Having Adjustable<br>Flow Control Baffle | ) | Attorney Docket: 26.2.C94 |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST TO CORRECT INVENTORSHIP  
PURSUANT TO 37 C.F.R. § 1.48(a)**

Dear Commissioner:

In response to the Notice to File Missing Parts of Nonprovisional Application, mailed September 22, 2003, and in view of the papers filed June 23, 2003, it has been found that this non-provisional application, through error and without deceptive intent, as filed, improperly set forth the inventorship. Accordingly, the application is corrected in compliance with 37 C.F.R. § 1.48(a). The inventorship of this application has been changed by the addition of two inventors:

Randy L. Harris  
7017 Mark Terrace Drive  
Edina, MN 55439  
USA citizenship

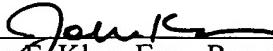
Stephen A. LaNasa  
10103 Hidden Oaks Lane  
Champlin, MN 55316  
USA citizenship

Please charge any further fees necessitated by this correspondence, or credit any overpayment to Deposit Account 50-1212 (JFK/10300048).

Please direct any questions or comments regarding this matter to John F. Klos  
(612) 321-2806.

Respectfully submitted,  
The Toro Company, by its attorneys,

Date: December 3, 2003

  
John F. Klos, Esq., Reg. No. 37,162  
Fulbright & Jaworski L.L.P.  
80 South Eighth Street, Suite 2100  
Minneapolis, MN 55402-2112  
Telephone: (612) 321-2806

**CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8:** I hereby certify that this paper and any papers referred to herein are being deposited with the U.S. Postal service, as first class mail, postage prepaid, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 3, 2003.

John F. Klos:   
\_\_\_\_\_  
Signature

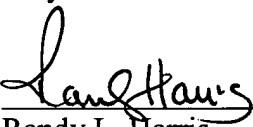
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**STATEMENT OF RANDY L. HARRIS**

1. I am one of the inventors in an application for United States Letters Patent filed June 23, 2003, entitled **Lawn Mower Having Adjustable Flow Control Baffle**, and designated Serial No. 10/608,715.

2. The nonprovisional application, as filed, through error and without deceptive intent on my part, improperly set forth the inventorship. Accordingly, this application has been corrected in compliance with 37 CFR §1.48(a) to add myself as an inventor.

Date: 11/25/03

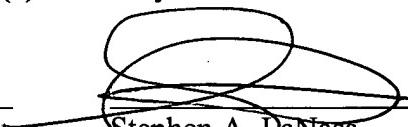
  
\_\_\_\_\_  
Randy L. Harris

**STATEMENT OF STEPHEN A. LANASA**

1. I am one of the inventors in an application for United States Letters Patent filed June 23, 2003, entitled **Lawn Mower Having Adjustable Flow Control Baffle**, and designated Serial No. 10/608,715.

2. The nonprovisional application, as filed, through error and without deceptive intent on my part, improperly set forth the inventorship. Accordingly, this application has been corrected in compliance with 37 CFR §1.48(a) to add myself as an inventor.

Date: 11/24/03

  
Stephen A. DaNasa